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MARCH 23, 2005

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MUELLER AND SMITH, LPA  
MUELLER, JERRY K. JR.  
7700 RIVERS EDGE DRIVE  
COLUMBUS, OH 43235

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/23/2004

REEL/FRAME: 015813/0039  
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:  
VAN VORIS, PETER DOC DATE: 02/11/2004

ASSIGNEE:  
CATALDO, DOMINIC A. DOC DATE: 01/28/2004

ASSIGNEE:  
LIPINSKY, EDWARD S. DOC DATE: 01/27/2004

ASSIGNEE:  
TERMIGUARD, INC.  
8220 W. GAGE BLVD.  
SUITE 742  
KENNEWICK, WASHINGTON 99336

015813/0039 PAGE 2

SERIAL NUMBER: 10698722

FILING DATE: 10/31/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: SUSTAINED RELEASE PEST CONTROL PRODUCTS AND THEIR APPLICATIONS

LAZENA MARTIN, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

## **PATENT ASSIGNMENT**

**WHEREAS**, we, Peter Van Voris, of Alexandria, VA; Dominic A. Cataldo, of Kennewick, WA; and Edward S. Lipinsky of Worthington, OH, (Assignors) exclusive owners of the invention identified as:

U. S. Application No. 10/698,722, Filing Receipt Date 10/31/2003 for  
**"Sustained Release Pest Control Products and Their Application"**

**WHEREAS**, TermiGuard, Inc., a Delaware corporation having its principal place of business 8220 W. Gage Blvd., Suite 742, Kennewick, WA 99336 (the "Assignee") is desirous of acquiring all of the right, title, and interest in and to the aforesaid invention and patent listed above.

**NOW, THEREFORE**, To All Whom It May Concern, be it known that, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign, and transfer unto said Assignee, our entire right, title and interest in and to the invention shown, described, or claimed therein, and to any improvements thereof, and the full and exclusive right and title to said application serial no. 10/698,722, filed on 10/31/2003; and in and to any extensions, reissues, divisions, continuations, renewals, or continuations-in-part thereof; and we do hereby authorize and request the Commissioner of Patents and Trademarks or other proper Officer to issue such Letters Patent to the Assignee of our entire right, title and interest in and to the same for the sole use and behoove of the said Assignee, and its successors or assigns.

And we further covenant and agree that we will, at the request and expense of the said Assignee, execute such further assurance of title as may be necessary or proper to fully convey the interest herein sought to be conveyed; that we will, at the request and expense of the said Assignee, execute such application papers as may be desired by the said Assignee for the filing of any division, continuation, renewal, or continuation-in-part of the application herein conveyed, or for the reissues or extension of any Letters Patent that may be granted upon said application, and will execute such Supplemental Oaths and Preliminary Statements, or other papers as desired by the said Assignee.

And we further assign unto the said Assignee our whole right, title, and interest to the invention disclosed in the application throughout all countries foreign to the United States, and do hereby authorize the said Assignee to apply for patents therefor in its own name in countries where such procedure is proper and to claim the benefit of the International Convention and we do agree to execute applications for the said invention in the several countries where it is necessary that the same be executed by the inventor, and to execute assignments of such applications and the patents to be obtained therefor to the said Assignee, as well as all other necessary papers.

**IN TESTIMONY WHEREOF**, we have hereunto set our hands respectively at Alexandria VA this 11<sup>th</sup> day of February 2004, at Kennewick WA this 28<sup>th</sup> day of January 2004, and at Columbus OH this 27<sup>th</sup> day of January 2004,



Peter Van Voris

STATE OF VIRGINIA )  
COUNTY OF Fairfax ) SS.  
)

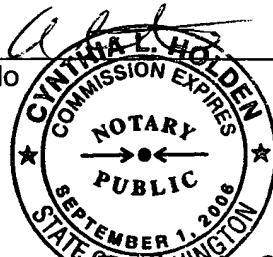
Personally appeared before me this day the above-named Peter Van Voris, to me personally known, who acknowledged that he signed the foregoing instrument for the uses and purposes therein mentioned, and that the same is his free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal this 11<sup>th</sup> day of February, 2004

Dominic A. Cataldo

Notary Public  
My commission expires July 31, 2005

\*\*\*\*\*  
Dominic A. Cataldo



STATE OF WASHINGTON )  
COUNTY OF Benton ) SS.  
)

Personally appeared before me this day the above-named Dominic A. Cataldo, to me personally known, who acknowledged that he signed the foregoing instrument for the uses and purposes therein mentioned, and that the same is his free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal this 28<sup>th</sup> day of January, 2004.

Cynthia L. Holden  
Notary Public

\*\*\*\*\*  
Edward S. Lipinsky

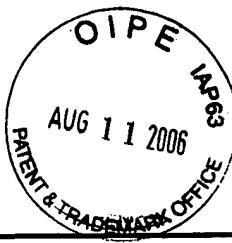
Edward S. Lipinsky

STATE OF OHIO )  
COUNTY OF FRANKLIN ) SS.  
)

Personally appeared before me this day the above-named Edward S. Lipinsky, to me personally known, who acknowledged that he signed the foregoing instrument for the uses and purposes therein mentioned, and that the same is his free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal this 21<sup>st</sup> day of January, 2004.

Diane E. Burke  
Notary Public



**UNITED STATES PATENT AND TRADEMARK OFFICE**

**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE**

AUGUST 07, 2006

PTAS

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\* 5001355664\*

JERRY K. MUELLER, JR.  
7700 RIVERS EDGE DRIVE  
MUELLER-SMITH BUILDING  
COLUMBUS, OH 43235-1355

UNITED STATES PATENT AND TRADEMARK OFFICE  
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RECORDATION DATE: 08/07/2006

REEL/FRAME: 018061/0285  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: BGT

ASSIGNOR:  
TERMIGUARD, INC.

DOC. DATE: 08/04/2006

ASSIGNEE:  
BIOGUARD TECHNOLOGIES, INC.  
2000 LOGSTON BOULEVARD  
RICHLAND, WASHINGTON 99354

SERIAL NUMBER: 10698722 FILING DATE: 10/31/2003  
PATENT NUMBER: ISSUE DATE:  
TITLE: SUSTAINED RELEASE PEST CONTROL PRODUCTS AND THEIR APPLICATIONS

018061/0285 PAGE 2

SERIAL NUMBER: 11402339 FILING DATE: 04/12/2006  
PATENT NUMBER: ISSUE DATE:  
TITLE: SUSTAINED RELEASE PEST CONTROL PRODUCTS AND THEIR APPLICATIONS

SERIAL NUMBER: 11344374 FILING DATE: 01/30/2006  
PATENT NUMBER: ISSUE DATE:  
TITLE: SUSTAINED RELEASE PEST CONTROL PRODUCTS AND THEIR APPLICATIONS

SERIAL NUMBER: 09993611 FILING DATE: 11/27/2001  
PATENT NUMBER: 7056522 ISSUE DATE: 06/06/2006  
TITLE: SUSTAINED RELEASE PEST CONTROL PRODUCTS AND THEIR APPLICATIONS

SERIAL NUMBER: 09347704 FILING DATE: 07/03/1999  
PATENT NUMBER: 6322803 ISSUE DATE: 11/27/2001  
TITLE: METHOD FOR APPLYING PESTICIDES AND REPELLENTS

ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

AUG 11 2006

## PATENT ASSIGNMENT

Electronic PATENT ASSIGNMENT  
Stylesheet Version v1.108/07/2006  
500135566

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: ASSIGNMENT

## CONVEYING PARTY DATA

Name	Execution Date
TermiGuard, Inc.	08/04/2006

## RECEIVING PARTY DATA

Name:	BioGuard Technologies, Inc.
Street Address:	2000 Logston Boulevard
City:	Richland
State/Country:	WASHINGTON
Postal Code:	99354

## PROPERTY NUMBERS Total: 5

Property Type	Number
Application Number:	10698722
Application Number:	11402339
Application Number:	11344374
Patent Number:	7056522
Patent Number:	6322803

## CORRESPONDENCE DATA

Fax Number: (614)436-0057

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 614.436.0600

Email: smueller@muellersmith.com

Correspondent Name: Jerry K. Mueller, Jr.

Address Line 1: 7700 Rivers Edge Drive

Address Line 2: Mueller-Smith Building

Address Line 4: Columbus, OHIO 43235-1355

ATTORNEY DOCKET NUMBER:

BGT

CH \$200.00 10698722

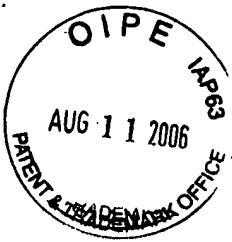
NAME OF SUBMITTER:

Jerry K. Mueller, Jr.

Total Attachments: 2

source=TMG assign#page1.tif

source=TMG assign#page2.tif



PTO/SB/96 (12-05)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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### STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: BioGuard Technologies, Inc.

Application No./Patent No./Control No.: 10/698,722 Filed/Issue Date: October 31, 2003

Entitled: Sustained Release Pest Control Product Products and Their Application

BioGuard Technologies, Inc., a corporation of the State of Delaware  
(Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or
2.  an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

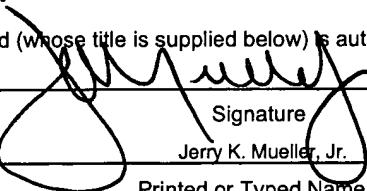
1. From: Peter Van Voris, et al. To: Termiguard, Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 015813, Frame 0039, or for which a copy thereof is attached.
2. From: Termiguard, Inc. To: BioGuard Technologies, Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 018061, Frame 0285, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Jerry K. Mueller, Jr.  
\_\_\_\_\_  
Printed or Typed Name

August 8, 2006

Date

614.436.0600

Telephone Number

\_\_\_\_\_  
Attorney for Applicants and for Assignee  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.